

02-04-01

A

UTILITY PATENT APPLICATION TRANSMITTAL

Only for new nonprovisional applications under
37 CFR 1.53(b))

Attorney Docket No.

P5663

First Inventor

Scott D. Ritche

Title

AUTOMATED SERVICE SUPPORT
OF SOFTWARE DISTRIBUTION IN
A DISTRIBUTED COMPUTER
NETWORK

Express Mail Label No.

EL841973921US

APPLICATION ELEMENTS

Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

1. ☒ Fee Transmittal Form
(submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
See 37 CFR 1.27
3. ☒ Specification [total pages 37]
(preferred Arrangement set forth below)
 - Descriptive title of the Invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R&D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☒ Drawing(s) [total sheets 3]
5. ☒ Oath or Declaration [total sheets 2]
 - a. ☒ Newly executed (original or copy)
 - b. ☐ Copy from prior appl. (37 C.F.R. § 1.63(d))
 - i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. (See 37 CFR 1.76)
7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Form
 - b. ☐ Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☒ Assignment Papers (coversheet/document(s))
10. ☐ 37 CFR. 3.73(b) Statement (when there is an assignee) ☒ Power of Attorney
11. ☐ English Translation Document
12. ☒ IDS & Form 1449 ☒ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
15. ☐ Certified Copy of Priority Document(s)
16. ☒ Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☐ Other:

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: ___/___

Prior application information: Examiner: _____ Group/Art Unit: _____

FOR CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label or ☒ Correspondence address below

Name

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Hogan & Hartson, LLP

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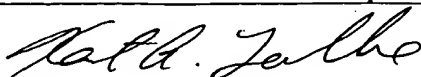
Name (Print/Type)

Kent A. Lembke

Registration No.

44,866

(Signature)



Date

2/8/01

FEE TRANSMITTAL for FY 200

Complete if Known

Application Number

Filing Date

First Named Inventor

Scott D. Ritche

Examiner Name

Group / Art Unit

Attorney Docket No.

P5663

TOTAL AMOUNT OF PAYMENT (\$)

\$956

METHOD OF PAYMENT (check one)

1. ☐

The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit
Account
Number

50-1123

Deposit
Account
Name

Hogan & Hartson L.L.P.

☒ Charge Any Additional Fee Required Under 37
CFR § 1.16 and 1.17

☐ Applicant claims small entity status.
See 37 CFR 1.27

2. ☒

Payment Enclosed:

☒ Check ☐ Money ☐ Other
Order

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity Fee (\$) | Small Entity Fee (\$) | Fee Description | Fee Paid |
|-----------------------------|-----------------------------|------------------------|----------|
| 710 | 355 | Utility Filing Fee | 710 |
| 320 | 160 | Design filing fee | |
| 490 | 245 | Plant filing fee | |
| 710 | 355 | Reissue filing fee | |
| 150 | 75 | Provisional filing fee | |

SUBTOTAL (1) \$710

2. EXTRA CLAIM FEES

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| 27 | -20**= 7 | 18 | = 126 |
| Independent Claims | -3**= 1 | 80 | = 80 |
| Multiple Dependent | | | = 0 |

**or number previously paid, if greater; For Reissues, see below

| Large Entity Fee Code | Small Entity Fee Code | Fee Description |
|--------------------------|--------------------------|---|
| 103 18 | 203 9 | Claims in excess of 20 |
| 102 80 | 202 40 | Independent claims in excess of 3 |
| 104 270 | 204 135 | Multiple dependent claim, if not paid |
| 109 80 | 209 40 | **Reissue independent claims over original patent |
| 110 18 | 210 9 | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2)

\$206

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity Fee (\$) | Small Entity Fee (\$) | Fee Description | Fee Paid |
|-----------------------------|-----------------------------|--|----------|
| 130 | 65 | Surcharge - late filing fee or oath | |
| 50 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 130 | 130 | Non-English specification | |
| 2,520 | 2,520 | For filing a request for ex parte reexamination | |
| 920* | 920* | Requesting publication of SIR prior to Examiner action | |
| 1,840* | 1,840* | Requesting publication of SIR after Examiner action | |
| 110 | 55 | Extension for reply within first month | |
| 390 | 195 | Extension for reply within second month | |
| 890 | 445 | Extension for reply within third month | |
| 1,390 | 695 | Extension for reply within fourth month | |
| 1,890 | 945 | Extension for reply within fifth month | |
| 310 | 155 | Notice of Appeal | |
| 310 | 155 | Filing a brief in support of an appeal | |
| 270 | 135 | Request for oral hearing | |
| 1,510 | 1,510 | Petition to institute a public use proceeding | |
| 110 | 55 | Petition to revive - unavoidable | |
| 1,240 | 620 | Petition to revive - unintentional | |
| 1,240 | 620 | Utility issue fee (or reissue) | |
| 440 | 220 | Design issue fee | |
| 600 | 300 | Plant issue fee | |
| 130 | 130 | Petitions to the Commissioner | |
| 50 | 50 | Petitions related to provisional applications | |
| 240 | 240 | Submission of Information Disclosure Stmt | |
| 40 | 40 | Recording each patent assignment per property (times number of properties) | 40 |
| 710 | 355 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 710 | 355 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 710 | 355 | Request for Continued Examination | |
| | | Request for expedited examination of a design application | |

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

\$40

SUBMITTED BY

Name (Print/Type) Kent A. Lembke

Registration No.
(Attorney/Agent)

44,866

Telephone

(720) 406-5378

Signature

Kent A. Lembke

Date

2/08/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Scott D. Ritche

Serial No. NEW

Filed: Herewith

For: AUTOMATED SERVICE
SUPPORT OF SOFTWARE
DISTRIBUTION IN A DISTRIBUTED
COMPUTER NETWORK

Group Art Unit:

Examiner:

CERTIFICATE OF MAILING BY EXPRESS MAIL

Box PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The undersigned hereby certifies that the following documents:

1. Utility Patent Application Transmittal;
2. Fee Transmittal;
3. Utility Patent Application;
4. Executed Combined Declaration and Power of Attorney;
5. 3 sheets of drawings;
6. Recordation Form Cover Sheet PTO 1595 with Executed Assignment and Recording Fee of \$40.00;
7. Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i);
8. Information Disclosure Statement, Form PTO-1449;
9. Photocopies of 5 references;
10. Check in the amount of \$956;
11. Return postcard;
12. Certificate of Mailing By Express Mail.

relating to the above application, were deposited as "Express Mail", Mailing Label No. EL841973921US, with the United States Postal Service, addressed to Box PATENT APPLICATION, The Assistant Commissioner for Patents, Washington, D.C., 20231,

2/8/01

2/8/01

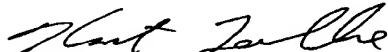
Date

2/8/01

Date



Mailer



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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor **Scott D. Ritche**

Title **Automated Service Support of Software Distribution In A
Distributed Computer Network**

Atty Docket Number **P5663**

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

2/8/01

Date

Kent A. Lembke

Signature

Kent A. Lembke

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

FORM PTO/SB/35 (11-00)